

Panaji, 11th February, 2022 (Magha 22, 1943)

SERIES III No. 46

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA



PUBLISHED BY AUTHORITY

### EXTRAORDINARY

#### GOVERNMENT OF GOA

Department of Home

Home—General Division

Office of the District Magistrate, North Goa  
Magisterial Branch

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#### Order

No. 40/16/2022-MAG-ELN/L&amp;O/200 mtrs/85

#### Order U/S 144 of Criminal Procedure Code, 1973

Whereas, the General Election to Goa Legislative Assembly-2022 is scheduled to be held on 14-02-2022 for the Assembly Constituencies in the State of Goa and the Model Code of Conduct is already in force with effect from 08-01-2022. The Election Commission of India, New Delhi has issued directions to ensure free, fair, and peaceful Elections;

And whereas, there is possibility of political disputes, confrontation, violence and breach of peace on the eve of the poll mainly due to misuse of Hotels, Restaurants, Tea Shops, Pan Shops and other food shops/joints (Dhabas, Gaddas) etc., while carrying out door to door campaigning and due to gathering of crowd at places within the vicinity of 200 meters of the polling stations, which creates nuisance and law and order problems.

And whereas, Sections 171-B and 171-C of the Indian Penal Code (IPC) clearly disallow attempts of bribery and undue influence on any person or voter and whoever commits offence of bribery is punishable under Section 171-E of IPC and whoever commits the offence of undue influence or impersonation at an election is punishable under Section 171-F of IPC.

And whereas, I am satisfied that the circumstances do not permit the serving, in due time, of the notices individually upon the persons against whom this order is directed and therefore, under the powers vested in me under sub-section (2) of Section 144 of the Code of Criminal Procedure, 1973 I hereby pass the order ex-parte.

Now therefore, I, Ajit Roy, IAS, District Magistrate, North Goa District, in exercise of the powers vested in me under sub-section (1) of Section 144 of Code of Criminal Procedure, 1973 hereby issue following Prohibitory orders valid from 06.00 a.m. to 06.00 p.m. on the day of poll on 14-02-2022;

1. That all Restaurants, Bars, Eateries, Tea Shops, Pan shops and other food joints, Gaddas etc. situated in Urban areas of Municipal jurisdiction within 100 mtrs. of the polling station shall remain closed at aforesaid date and time.
2. That all Restaurants, Bars, Tea shops, Pan shops, Eateries and other Food shops/joints (Dhabas, Gaddas) etc., situated in Rural areas of Village Panchayat jurisdiction within 200 mtrs. of the polling station shall remain closed at aforesaid date and time.
3. Ban any gathering or crowd comprising of more than 5 persons within 200 meters of any polling stations in the entire North Goa District.

I further direct that the above restrictions shall not apply to public servants on duty and to bonafide marriage or funeral processions or religious processions/functions. Also, the above

order shall not apply to the authorized officers on Election Duty by the Election Commission or the State Government, including the polling officials, Magistrates, Police officials and Government staff.

Failure to comply with this order shall be liable for penal action under Section 188 of Indian Penal Code and other relevant provisions of laws in force.

Given under my hand and seal of this office on this 11th day of February, 2022.

Panaji.—The District Magistrate & DEO (North), *Ajit Roy*, IAS.

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Published and Printed by the Director, Printing & Stationery,  
Government Printing Press,  
Mahatma Gandhi Road, Panaji-Goa 403 001.

**Price—Rs. 2.00**

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PRINTED AT GOVERNMENT PRINTING PRESS, PANAJI-GOA—373/150—02/2022.